



17698 U.S. PTO

FORM PTO-1082

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: PATENT APPLICATION

EXPRESS MAIL LABEL NO.: EV336031365US

PATENT

Attorney Docket No.: 559123-2

Date: April 1, 2004

22387 U.S. PTO  
10/816702

Sir:

Transmitted herewith for filing is the patent application of:

Inventors: JAMES J. McCORMICK, WILLIAM JOU, DAVID ANTHONY and DAVID ISAGHOLIAN

For: RESPIRATORY MASK HAVING INTRAORAL MOUTHPIECE WITH LARGE SEALING AREA AND MULTIPLE SEALING CONFIGURATION

☒ APPLICANT(S) CLAIMS SMALL ENTITY STATUS. SEE 37 CFR 1.27.

Enclosed are:

27 Pages of Specification

11 Sheets of drawing (☒ formal ☐ informal)☒ Combined Power of Attorney/Declaration and Petition. ☐ Will follow.☐ Form PTO-1595 and an assignment of the invention to ☐ Will follow.☐ A certified copy of ☐ from which priority is claimed in the subject case pursuant to Rule 55b and 35 U.S.C. 119. ☐ Will follow.☐ An associate Power of Attorney☐ Information Disclosure Statement, Form PTO 1449 and ☐ prior art reference(s).☐ Preliminary Amendment.☒ General Authorization/Request to Petition for Extension of Time.☒ Postcard

| FOR:         | NO. FILED | NO. EXTRA | SMALL ENTITY RATE | SMALL ENTITY FEE |          | OTHER THAN SMALL ENTITY RATE | OTHER THAN SMALL ENTITY FEE |
|--------------|-----------|-----------|-------------------|------------------|----------|------------------------------|-----------------------------|
| BASIC FEE    | 23        | -20=      | 3                 | X 9              | \$385.00 | OR                           | \$770.00                    |
| TOTAL CLAIMS | 3         | -3=       | -0-               | X 43             | \$ 27.00 | OR                           | \$-0-                       |
| INDEP CLAIMS |           |           |                   | X+ 145           | \$-0-    | OR                           | \$-0-                       |
| MULTIPLE     |           |           |                   | TOTAL:           | \$412.00 | OR                           | \$-0-                       |
| DEP CLAIMS   |           |           |                   |                  |          |                              | \$                          |
| PRESENTED    |           |           |                   |                  |          |                              |                             |

☐ Please charge my Deposit Account No. 50-0639 the amount of XX. A duplicate copy of this sheet is enclosed.☒ A check in the amount of \$412.00 to cover the filing fee is enclosed.☐ A check in the amount of \$XX to cover the Assignment Recordation Fee is enclosed.☒ The Commissioner is hereby authorized to charge payment of the following fees associate with this communication or credit any overpayment to Deposit Account No. 50-0639. A duplicate copy of this sheet is enclosed.☒ Any additional filing fees required under 37 CFR 1.16.☒ Any patent application processing fees under 37 CFR 1.17.☐ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0639. A duplicate copy of this sheet is enclosed.☐ Any patent application processing fees required under 37 CFR 1.17.☐ The issue fee set in 37CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.31(b).☐ Any filing fees under 37 CFR 1.16 for presentation or extra claims.

Respectfully submitted,

Brian M. Berliner

Registration No. 34,549

O'MELVENY & MYERS LLP  
400 So. Hope Street  
Los Angeles, CA 90071-2899  
(213) 430-6000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|   |                            |
|---|----------------------------|
| In re application of: James J. McCormick,<br>William Jou, David Anthony and David<br>Isagholian<br>Serial No.<br>Filing Date:<br>For: Respiratory Mask Having Intraoral<br>Mouthpiece With Large Sealing Area And<br>Multiple Sealing Configuration | Art Unit:<br><br>Examiner: |
|---|----------------------------|

GENERAL AUTHORIZATION/REQUEST TO PETITION FOR EXTENSIONS OF TIME

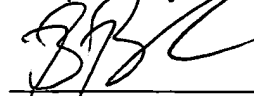
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With reference to the subject application, and pursuant to 37 C.F.R. § 1.136, Applicants hereby authorize and request the Commissioner to treat any correspondence requiring a petition for extension of time as containing such a request therefor for the appropriate length of time. This general authorization is effective during the pendency of this application, including any division or continuing application therefrom.

Where no check is received by the Commissioner, you are hereby authorized to charge payment of the requisite petition fees, or charge any additional fee required under 37 C.F.R. § 1.17, or credit any overpayment of same, to Deposit Account No. 50-0639. A duplicate copy of this general authorization is enclosed.

Respectfully submitted,



Brian M. Berliner  
Attorney for Applicants  
Registration No. 34,549

Date: April 1, 2004

**O'MELVENY & MYERS LLP**  
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Telephone: (213) 430-6000

**PATENT**

Docket No.: 559123-2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: James J. McCormick, William Jou, David Anthony and David Isagholian

For: Respiratory Mask Having Intraoral Mouthpiece With Large Sealing Area And Multiple Sealing Configuration

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**CERTIFICATE OF MAILING**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: PATENT APPLICATION

Sir:

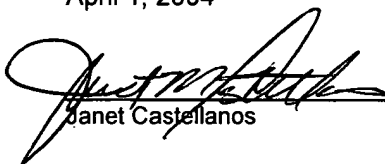
"EXPRESS MAIL" Mailing Label No.: EV336031365US

Date of Deposit: April 1, 2004

I hereby certify that an application for patent, including:

Twenty-seven (27) pages of Specification (which includes 23 claims and a one-page Abstract); Eleven (11) Sheets of formal Drawings; an executed Combined Power of Attorney/Declaration and Petition; a General Authorization/Request to Petition for Extensions of Time; a check in the amount of \$412.00 to cover the filing fee; a Transmittal Letter (Form PTO 1082); and Return Postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: April 1, 2004

  
Janet Castellanos